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8 Attorneys for Defendants
9 HAROLD B. GLASSBERG, HAROLD B.
10 AUERBACH, ROBERT L. POLLAK,
11 JON-MICHAEL McSWEENEY, and
12 GLASSBERG, POLLAK & ASSOCIATES

8
9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 ADEIFE OMOTADE

13 Plaintiff,

14 vs.

15 HAROLD B. GLASSBERG, HAROLD B.
16 AUERBACH, JON-MICHAEL McSWEENEY,
17 ROBERT L. POLLAK, GLASSBERG,
18 POLLAK & ASSOCIATES, NORTHFIELD
19 MOUNT HERMON SCHOOL, A
20 CORPORATION, AND DOES 1-25

21 Defendants.

Case No: CV 07 5683 MMC

**STIPULATION AND [PROPOSED]
ORDER TO REMAND ACTION TO
STATE COURT, TO SET ASIDE
DEFAULT, AND FOR DISMISSAL OF
PLAINTIFF'S EIGHTH, NINTH AND
TENTH CAUSES OF ACTION AGAINST
DEFENDANTS WITH PREJUDICE**

Complaint Filed: October 2, 2007

21 Defendants Harold B. Glassberg, Harold B. Auerbach, Robert L. Pollak, Jon-Michael
22 McSweeney, and Glassberg Pollak & Associates ("Defendants") and Plaintiff Adeife Omotade by
23 and through their attorneys of record HEREBY STIPULATE AND AGREE as follows:

24 1. Defendants hereby remand this action, United States District Court, Northern
25 District Case No. CV 07 5583 MMC, to the Superior Court of the State of California, County of
26 San Francisco, Case No. CGC-07-467764

2. Plaintiff agrees to set aside the entry of default against Defendants in San Francisco Superior Court Case No. CGC-07-467764 and the default is hereby set aside.

3. Plaintiff dismisses her tenth cause of action against Defendants for violation of the Federal Debt Collection Practices Act with prejudice.

4. Plaintiff dismisses her eighth cause of action against Defendants for breach of contract with prejudice.

5. Plaintiff dismisses her ninth cause of action against Defendants breach of the implied covenant of good faith and fair dealing with prejudice.

6. No party shall recover attorneys' fees incurred pursuant to remand.

IT IS SO STIPULATED.

DATED: December 3, 2007

ROBBINS, FETTNER & LEMMON

By: 

JEFFREY I. FETTNER

Attorneys for Plaintiff ADEIFE OMOTADE

DATED: December 3, 2007

HINSHAW & CULBERTSON LLP

By: 

BRADLEY M. ZAMCZYK

Attorneys for Defendants HAROLD B.

GLASSBERG, HAROLD B. AUERBACH,

ROBERT L. POLLAK, JON-MICHAEL

McSWEENY, and GLASSBERG, POLLAK & ASSOCIATES

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____

MAXINE M. CHESNEY

JUDGE OF THE U.S. DISTRICT COURT